IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 3RD AUGUST 2007 / 12TH SRAVANA 1929

Crl.MC.No. 2411 of 2007()

CRIME NO.73/07 OF THE TIRUR POLICE STATION.

PETITIONER: ACCUSED NOS.5 AND 6:

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1. ALAVI @ AHAMMED NASEEM, S/O.SIDHIQUE,
   KOOTTAPPILAKKAL HOUSE, THALAKKAD AMSOM,
   KANNAMKULAM.

2. ISMAIL, S/O. MUHAMMED,
   AZHUVALAPPIL HOUSE, CHERIYAMUNDAM AMSOM,
   THALAKKADATHUR.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS: COMPLAINANT:

STATE OF KERALA THROUGH THE
SUB INSPECTOR OF POLICE, TIRUR POLICE STATION,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.M.S.BREEZ.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 03/08/2007 ALONG WITH CRMC NO.2416/07, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

Crl.M.C. Nos. 2411 & 2416 OF 2007

Dated this the 3rd day of August, 2007

ORDER

The petitioners are accused 1, 2, 4, 5 and 6 in a crime registered, inter alia, under Sec.302 read with Sec.149 of the IPC. The petitioners were released on bail by identical orders dated 27/4/07 subject to a condition that they must report before the Investigating Officer on every Friday at 10 a.m. until the final report is filed. Final report has not been filed. Investigation is not complete. The petitioners have come to this Court with a prayer to modify the condition.

2. The learned Public Prosecutor opposes the prayer for deletion of the condition. He submits that, at any rate, the condition may not be deleted even if this Court were pleased to modify the same. I am satisfied that there is merit in the opposition. It is too early to delete the said condition altogether.

3. In the result, these Crl.M.Cs. are allowed in part. The said condition shall stand modified. The petitioners need hereafter report before the Investigating Officer between 10 a.m. and 11 a.m. on the first and third Fridays of all English calendar months until the final report is filed.

SD/-

(R. BASANT, JUDGE)

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P.S. to Judge